"STEVE" O'BRIEN OUT BECKER WITNESSES

Inspector, Against His Will, Retired by Waldo.

CAPT. FAUROT ADVANCED

Finger Print Expert Placed in Charge of Detective Bureau -Hughes to Flatbush.

Police Inspector Michael Stephen O'Brien walked into Headquarters yesterday afternoon after a vacation of seventeen days, and was immediately and against his will retired by Commissioner Waldo. He is sixty years old and cannot fight reinstatement because Section 361 man not a war veteran at that age. In the days of Inspector Byrnes "Steve" O'Brien made a brilliant record as a de-

Captain Joseph A. Faurot was appointed to the rank of inspector and placed in charge of the Detective Bureau, and Inspector Edward G. Hughes, succeeded by Farout, was transferred to O'Brien's district, the 16th Inspection District, which that the total result of the testimony was takes in the Flatbush section of Brooklyn-

From childheod Inspector O'Brien has been called "Steve," and it is said that not until he inspected his birth recard a had been christened Michael Stephen O'Brien. His career on the force has been anything but smooth and steady. On November 27, 1875, he was appointed a patrolman and on December 21, 1881, raised detective sergeant in 1885, reduced to patrolman in 1896, raised again to roundsman the same day; made a lieutenant less than a month later, made a captain two weeks later, and an inspector on January 4, 1907. Three months later he was reduced to the rank of captain and kept in that place until May 20, 1910.

O'Brien was born on January 14, 1852, and was a porter when he was appointed No. 404 Eighth avenue, Brooklyn.

Commissioner McAdoo sent him abroad a few years ago to spend three months them almost at random yesterday. in London, Paris and other European cities to study traffic conditions. His expense bill on his return was so small that he was teased about it.

Joseph A. Faurot has an excellent recbeen a finger print expert, and has been in command of the Bureau of Identifica-December 2, 1896, made a detective sergeant in 1902, reduced to the rank of patrolman seven months later, made a detective sergeant again in 1963, a lieutenant in 1907, a captain in 1911, and yesterday was made an inspector.

He is said to have been the first man in this country to prove the value of finger prints as a means of criminal identification. In 1911 Commissioner Waldo sent him to Paris to study the Bertillon system used by the police in that city. He is now at the head of the newly organized school that is training members of the department in methods of

Inspector Edward G. Hughes recently recovered from a severe cold caught while tracking "Lefty" Louis and "Gyp" the

MEDICAL SPECIALIST HELD

Dr. S. S. Manson Charged with

Attempt to Defraud Railroad. Dr. Louis Samuel Manson, a neurologist, whose office is at No. 616 Madison avenue and who lives at No. 561 West had never seen the Krause who testified avenue and who lives at No. 561 West had never seen the Krause who testified the Tombs, but now a foreman in the limits failure to answer questions. The bench warrant charging him with at- was the same Krause with whom he was tempted grand larceny. It is alleged that acquainted. As Krause was not around Rose, Weber and Vallon were confined of the aided in an attempt to defraud the for identification purposes, Walker was there. He saw them frequently together New York, New Haven & Hartford Rail- promptly excused by the court. road of \$75,000. He was arraigned before Judge Swann, in General Sessions, and put in an appearance Mr. McIntyre tions he overheard. released in \$3,000 bail.

guilty to perjury before Justice Blanch- ten by Mr. Moss to "a person," but could vict Hallen in the Tombs. The defence ard, in the Criminal Branch of the Su- not get the letter in evidence. It was unsaid, by Louis Morgan, an agent for the said afterward he had merely urged Sullifrom the railroad wreck. Then he sued der of Rosenthal. for \$75,000 damages through Joseph Levy, er-in-law.

the railroad to examine Jamieson, and the robbery of one of Weber's gambling called as a character witness, and said found his paralysis was of long standing houses, and also held the murdered gam- he had heard from mutual friends of and was not due to accident.

the defence in the case of Captain Hains hands of a gangman known as "Tough the community. Martin Wallace, who in Queens County. Mr. Weller, Assistant Tony." Duggan admitted on cross-exam- keeps a cigar store at No. 1710 Amster-District Attorney, is informed that he ination that he worked as a detective with dam avenue, was another character withas testified in many damage suits Val O Farrell on the East Side before the ness. Wallace said he introduced the brought in this state.

Committed in Graft Trial. Lieutenant John F. Stanton, recently in charge of the investigating bureau in Folice Headquarters, who was dismissed from the force by Commissioner Waldo on Friday, when a detective testified that Hallon credited to Becker in the Tombs, he had attempted to extort money from him two years ago, said yesterday: "As soon as my lawyer, David M. Neuberger, returns from Europe, on November 7, I shall commence criminal action. I shall take the matter before the courts, and

somebody will surely be indicted." Stanton has been in the department for seventeen years and has admitted three thousand men. Mr. Neuberger had declared that many of those who testified against the lieutenant at his trial had perjured themselevs.

Frederick S. Marselle, one of Lieutenthat in ten days he would ask the Appellate Division of the Supreme Court for a and the explanations of how they hapmissioner Waldo to produce the records of the Stanton trial, so that the court may decide if the lieutenant should have gebaur had been convicted of grand been dismissed from the department or

tempt to prove that many men with appeared from the District Attorney's criminal records have been recommended to him by persons in authority in the Police Department and by prominent politicians. He will try to show, it was added, that if he had passed those men recommended to him the department ould now be crowded with criminals.

SATISFIED WITH YOUR DRESS. MAKER?

reliable and up-to-date dressmakers may be found in this

it. He said, however, probably the de- pected it will take that long, or longer,

likely he will be a witness to-day.

WEAKEN DEFENCE not consider it the best policy to call the defendant as a witness. The reading of the testimony taken

at the recent commission in Hot Springs of witnesses who had talked with "Sam" Schepps while he was of the defence to put Becker on the there was begun by Mr. Hart, of counwitness stand in his own behalf. There sel for the defence two hours before seemed to be some uncertainty about court adjourned yesterday. It is exfendant would testify. If he does, it is to complete the direct interrogatories and the cross-interrogatories, asked by amine Becker, it was said, as the rules was published in the newspapers at the McIntyre insists it was, in at least one of evidence would permit the prosecu- time it was taken. In some respects tion to go into Becker's past life, his the testimony read by Mr. Hart yesterdetailed association with the "strong day discredited the story that Schepps

of the greater New York Charter gives the Commissioner power to retire any MANY WITNESSES TESTIFY; LITTLE PROGRESS IS MADE

Lieutenant Becker appeared to be in turned over to Mr. Moss for cross-exbetter spirits at the close of the day than amination. Mr. Moss asked; his lawyers. Some one remarked to him it looked pretty good, but it was only one several more to follow.

The proceedings dragged yesterday. Justice Goff was apparently annoyed by the long walts which occurred now and then to the rank of roundsman; he was made a while the "runners" for the defence were looking for witnesses who did not respond when their names were called in court.

According to the announcement of counsel, at the close of court Saturday there remained only ten or twelve witnesses to testify for the defence. More than a score were called yesterday, and Mr. Mc-Intyre said after court that fifteen or to the force. He is married and lives at however, he added. He said new wit-

Intyre said after court that fifteen or twenty more would probably be calied. Some of them might not prove competent, however, he added. He said new witnesses were turning up every day. It seemed as if the defence were taking them almost at random yesterday.

—After four members of Becker's former "strong arm" squad had finished their testimony, In contradiction to that of Mrs. Rosenthal and Max Margolis, relative to the circumstances surrounding the raid on Rosenthal's gambling house, in West 45th street, last April, Inspector Edward T. Hughes, who was in charge of the detective bureau, at Police Headquarters, prior to his recent illness, was called to the witness stand.

Mr. Moss continued:

Q.—On February 18, 1897, he arrested an honest woman and on the trial in police court she was discharged. Did you hear that on November 10, 1903, the defendant represented that he had saved James Butler from the river and because of this he received high commendation and a medal from the department? Mr. McIntyre objected and was sustained.

Q.—Did you hear that on November 10, 1903, the defendant represented that he had saved James Butler from the river and because of this he received high commendation and a medal from the department? Mr. McIntyre objected and was sustained.

Q.—Did you hear that a year ago the defendant at a raid violently assaulted and nearly killed one of the persons arrested in the raid? A.—I did not.

Q.—Did you hear that a year ago the defendant at a raid violently assaulted and nearly killed one of the persons that in the raids he made he was brutal and violent? A.—I have not.

Q.—Have you ever had a relative on the police force? A.—Yes, a brother, who was retired a year ago.

Mr. Hart then took up the recited and none of the persons arrested in the raid? A.—I did not.

Q.—Have you ever had a relative on the police? A.—I have not.

Mr. Moss continued: ord in the department. For years he has raid on Rosenthal's gambling house, in tion of Criminals. He was appointed on of the detective bureau, at Police Headcalled to the witness stand.

It was the intention of the defence to get Hughes's testimony on record that he, and not Lieutenant Becker, delegated Steinert and White, two of Becker's former "strong arm" squad men, to arrest "Big Jack" Zelig for carrying concealed weapons. Steinert and White are now mony along that line was admitted by of voice. He asked: Justice Goff, and Inspector Hughes was quickly excused.

Little Progress for Defense.

The defence had no better luck with the next witness. Benjamin (Boob) Walker, who was with Rosenthal at the Metropole who was with Rosenthal at the Metropole the night of the shooting, was called for the evident purpose of discrediting the testimony of Louis Krause, an eyewitness of the crime and denying that he saw testimony of Louis Krause, an eyewitness of the crime and denying that he saw testimony of Louis Krause, an eyewitness of the crime and denying that he saw testimony of Louis Krause, an eyewitness of the crime and denying that he saw testimony of Louis Krause, an eyewitness of the crime and denying that he saw the crime and denying that he saw the crime and denying the crime and denying that he saw the crime and denying the crime and the saw the crime and denying the crime and denying the crime and the crime an of the crime, and denying that he saw Krause talking with Rosenthal or at the Dr. Louis Samuel Manson, a neurolo- scene of the crime, as Krause testified. Yes. was arrested yesterday on a at the trial and did not know whether it Highways Department, testified that he cross-examination elicited the following:

eleased in \$3,000 bail.

His indictment came about after Robtake the witness stand. He had the as
Michael Conway, a "trusty" in the take the witness stand. He had the asert J. Jamieson, who recently pleaded sistant prosecutor identify a letter writ- eral notes between Becker and the conpreme Court, had made a clean breast of derstood the letter in question was writ- note, which was previously admitted in around his misdeeds through the District Attor- ten by Mr. Moss to "Jack" Sullivan, and evidence, purporting to be from Hallen to ney's office. Jamieson is a paralytic, the defence intended to contend it threat-After a wreck near Middletown, Conn., ened Sullivan unless he came forward and on August 27, 1911, he was persuaded, he testified for the prosecution. Mr. Moss Equitable Life Assurance Society, to take van to come forward and tell the truth to his bed and simulate injuries resulting in regard to what he knew about the mur-

William W. Duggan, a policeman, testian attorney, who is Dr. Manson's broth- fied to conversations with "Bridgie" Weber about three years ago, in which Dr. Pearce Balley was employed by Weber accused Rosenthal of instigating bler responsible for the "beating up" that Becker that the police lieutenant had a Dr. Manson testified as an expert for Weber received about that time at the good reputation for peace and quiet in LIEUT. STANTON TO FIGHT in Founding up active to him to mention his former conversations with Weber un- ing the murder. Wallace said he had Intimates That Perjury Was til O'Farrell spoke to him about it re- never heard anything against Becker, but cently.

> mere boy prisoners, now confined in the Tombs awaiting trial on serious charges, were brought over from the prison to deny the assertion which the convict when the latter was supposed to be talking to Detective White, that no jury in the world would ever convict him of Rosenthal's murder on the testimony of a lot of crooks, and that the public would be giving him a pension for killing Rosenthal after the excitement had blown over. The witnesses testified they were present at the time the conversation occurred between Becker and White, and Becker never said any such thing.

Tangled Up in Cross-Examination.

Mr. Whitman tangled up the two prisonant Stanton's lawyers, said yesterday ers from the Tombs badly on cross-examination. Their descriptions of White at the Arkansas health resort. The wit- throw down the story told by Mrs. Ro- the arrest by Becker. writ of certiorari that will force Com- pened to be around when the alleged conversation occurred were not clear. The der with any one while at Hot Springs. District Attorney brought out that New- Johnson testified among other things that Herman or me." larceny and was now awaiting trial for murder. Gannon had been in the Catholic It is said that the lieutenant will at- Protectory for robbery, he admitted. It questions that he also was waiting trial killed a man of any account (referring to for murder. "Did you on June 17, 1912, murder Chris

Larson?" Mr. Whitman asked Gannon.

Mr. Moss divulged some of the points counts. I don't want you to think me of attack the prosecution may direct a common murderer, but here I am, and I against Becker in order to discredit his never expected to be in this situation." testimony if he is called as a witness in the examination of Charles T. Olpp, a direct testimony taken by the commission manufacturing leweller of No. 1514 Charles when court adjourned. District Attorney Place, who appeared as a character wit- Whitman is expected to read the crossness for the defendant. Mr. Opp gave examination of the Hot Springs witnesses Becker a good character, and was then when court convenes to-day.

other matters which, the state contends, show a motive for Becker's alleged part in the marder. For that reason, it is believed, the defence may

arm" squad, his bank accounts and told on the witness stand at the trial.

"How do people speak of Becker?" Mr. McIntyre objected, saying a date eleven inches tall. perhaps not entirely satisfactory to the Becker's name was first brought out with defence. He smiled, and said he thought Rosenthal's. Mr. Moss did not wait for as he is, a youth of nineteen years, any friends on the police force, and was and with jet black hair. few months ago did he learn that he day in the trial, and the defence had had told that the witness knew only Becker several good days before and expected and his brother John, who is also a police lieutenant.

July 10?" asked Mr. Moss.

"I object," shouted Mr. McIntyre, rising to his feet. "Why. Mr. Moss, if your and my characters depended upon what pear that the thirty-five years ascribed there community." The question was then withdrawn and Attorney.

Mr. Moss continued:

Mr. Hart then took up the redirect examination and asked:

Q.-Have you ever heard anything be-fore this against the defendant Becker? A.-No. I have never heard a derogatory word against Lieutenant Becker.

The defence sandwiched its character witnesses in between the other witnesses. under indictment for perjury in the al-leged "frame-up" on Zelig, and "Jack" told of being in the Hotel Metropole on told of being in the Hotel Metropole on Rose testified that Becker engineered the the night of the shooting, Mr. Moss cross-"frame-up" on the gang leader. No testi- examined the witness in a sarcastic tone

Q.—By the way, what were you doing there? A.—Drinking.
Q.—Who were you with? A.—Several riends.

ds.

-Were you having a good time? A.—

I went there to eat and have a so-

any one? A.—No. Q.—You simply chased the car? A.→

in the counsel room at the prison. He was half While waiting for the next witness to not permitted to testify to any conversa-

> he ever overheard the conversation between Becker and Detective White in the color of the paper (yellow) was the Club? A.—No.

Heard Becker's Reputation Was Good.

Joseph H. Kranish, a butter and egg professed ignorance. merchant, at No. 8 Harrison street, was latter left the Police Department. O'Far- notary to Becker who accompanied Beckrell is now employed by Becker's counsel er's lawyer, Mr. Hart, to the home of in rounding up witnesses. The witness Harry Pollok to obtain an affidavit from "Bald Jack" Rose on the night followhe could not recall that he had ever heard Hugo Newgebauer and Thomas Gannon, any one discuss his "peacefulness" and "quietness."

"Guy Culgin, assistant chief inspector in the Bureau of Buildings, gave Becker a good character for peace and quiet. "Did you ever discuss Becker's peacefulness and quietness with any one else?" asked Mr. Moss on cross-examination.

"No. I don't remember discussing those particular characteristics with any one," the witness replied.

At this point Mr. Hart began to read the testimony of witnesses taken in Hot-Springs, Ark., in regard to conversations they had had with "Sam" Schepps. Acting Mayor Thomas J. Partit Doubles. ing Mayor Thomas J. Petit, Douglas not. Hotchkiss, Postmaster Frederick E. Johnon and Police Captain George Howell, all

nesses examined before the commission was loath to discuss the Rosenthal mur-Schepps had told him he, Schepps, was New York." At another time Johnson said Schepps said to him

"I don't want you fellows to think we Rosenthal); that fellow ought to have been killed. He was a dirty skunk. He would steal other fellows' girls from "No, sir," the boy replied emphatically. them, and would steal their bank ac-Mr. Hart had not finished reading the

POLICE, FAVORING BECKER, AID PROSECUTION'S CASE

than a procession to and from the witness not. stand of one policeman after another, who went on the stand to give what help they could to their associate in trouble.

points with these police witnesses. One raid." was that Becker did not reach the West Mr. Moss's cross-examination 47th street station until 4:25 on the morning searching and thorough, and White, of the murder, and the second, that the waiting for it, and knowing his life was District Attorney Whitman would Mr. Whitman, at to-day's session. The raid on Rosenthal's gambling house was an open book to the prosecution, showed welcome an opportunity to cross-ex- testimony of the Hot Springs witnesses not an "honest and genuine raid," as Mr. no hesitancy in replying, hedging only

This second point credited to the prosecution's case was brought out during the cross-examination of Patrolmen Steinert and White, two of Becker's old "strong

rm" squad men. They admitted that Herbert Hull, nephew of Mrs. Rosenthal, who was arrested by them as "John Wheelman No. 2" in the raid, did not tally with the description of "John Wheelman No. 2" in the

slightest degree In the affidavits sworn to by Becker's

strong arm" squad "John Wheelman No. 2" is described as a man of forty-five years, with black hair mixed with gray, weighing 175 pounds, and about five feet Hull was lined up must be fixed prior to July 19, when alongside the grand jury box while Steinert was on the stand, and he appeared an answer, but asked if Mr. Olpp had scarcely five feet eight inches in height

Steinert, over the objections of Mr. Mc Intyre, was asked to identify the youth. This he did, and then Assistant Distriction of the published account of of him since the published account of sworn to by the "strong arm" squad thirty-five years.

An attempt was made to make it apis published about us in the papers we to Hull was due to a clerical error, but would have absolutely no standing in the this contention did not stand up under the cross fire of the Assistant District

Patrolmen's Records Exposed.

Patrolmen's Records Exposed.

Of almost equal importance was the placing before the jury of Steinert's and White's records. Mr. MeIntyre fought hard to spare the two policemen from being forced to admit that they had been indicted for perjury—though the nature of the crime was not officially revealed to the jury—as the result of the arrest of "Rig Jack" Zelig.

we other members of Lleutenant Becker's squad.

Q.—See Rosenthal there? A. No, sir.
Q.—Didn't you know him? A.—When he was pointed out to me in March.
Q.—Where were you? A.—In the ball.
Q.—Didn't you sit at the long table at the Elks' Club with Lieutenant Becker?
A.—No. I was in the hall.
Q.—What were you doing there? A.—Keeping order.
Q.—Keeping order at the Elks' Club?
A.—Yes, Lieutenant Becker told me to see order was maintained there. 'Big Jack" Zellg.

But the questions of Mr. Moss left no But the questions of Mr. aloss the doubts in the minds of the jury. The Assistant District Attorney made it plain sistant District Attorney made it plain the two policemen had been prisoners in the Elks' Club A.—To keep order.

Q.—Did you arrest "Jack" Zelig May 12? A.—Yes.

Q.—For carrying concealed weapons? the Tombs along with Lieutenant Becker, A the Tombs along with Lieutenant Becker, and they were there for the alleged "frame-up" of Zelig, which consisted of rutting, it is charged, a loaded revolver in the gang leader's pocket, and then charging him with the crime of carrying concealed weapons.

A-yes.

Q.-Where? A.-In the basement of the premises at No. 76 Second avenue.

Q.-Did you swear you found the revolver in his pocket? A.-Yes.

Q.-Did you not on the contrary find that he had no revolver? A.-I did not.

Q.-And was it not in connection with this that you were in the City Prison?

White's life as a waiter and bartender A.-Yes. in Tenderioin resorts before he became a members of the police force was laid bare to the jury. One dive he worked in was the Haymarket. This little bit of interesting history was told by White himself, over the futile objections of Mr. Mc-Intyre, who succeeded, however, in preventing Mr. Moss from having the witness describe the acts of immorality and then called. His testimony on the diindecency he witnessed while an employe of the Haymarket.

Patrolman Joseph T. Shephard, one of the "strong arm" squad who particitended to produce responses favorable to pated in the raid on Rosenthal's house in Becker, and in many cases the ruling of April, who testified on direct examination the court on Mr. Moss's objections pre-Saturday, was the first witness of the vented his answering. Moss for the hour or so he was on the stand with mostly negative results. What Rosenthal.

Did the green shades cover their an A.—Partly. They came down this course (Here the witness indicated a line e-quarters of an inch from the top of forehead and extending half way and far. (Here the witness indicated a line three-quarters of an inch from the top of the forehead and extending half way around the head.)

Q-Did you have a warrant for Rosenthal? A-I don't know.

Q-Did you have one for a man answering the description of Rosenthal? A.-I don't know.

Q-Did you have one for a man answering the description of Rosenthal? A.-I was.

Q-Did you take to a position where I nights. I was referred to Lieutenant Becker and made an application to him, and he told me he would look me up and see what he could do for me. Then I was appointed to the squad.

Q-Were you frequently on expeditions to look up information against gambling?

Q-Did you take

Mr. Moss asked Shephard several questions about Freeman's and other Tender- davit to the jury, in which Hull was deloin gambling houses, but the witness scribed as "John Wheelman No. 2." Mr.

Patrolman a Wary Witness.

wo "strong arm" men indicted for the alleged "frame-up" of "Big Jack" Zelig, was the next witness. He looked ill at ease as he took the oath to tell the truth, and in answer to Mr. McIntyre's opening questions described himself and said he was formerly a member of Becker's squad. In his answers he was wary, his examination proceeding as follows:

Q.-Do you know the premises of Rosen-thal? A.-I knew the premises of No.

Q.—Where did you receive instructions to raid Rosenthal's? A.—In Room 196 at Police Headquarters from Lieutepant Glidn't see him. I'm pretty sure he Steinert.

Q.—Was and the him. I'm press, and didn't see him. I'm press, wasn't. Q.—Did you see Rosenthal there? A.—I didn't know him. After describing the raid itself he was asked if he saw Mrs. Rosenthal at any ripple of laughter throughout the court.

time. The answer was typical of the witness. It was: "I saw a woman."

These two replies were a bit of a sur-

prise to Becker, who had expected his of Hot Springs, were among the wit- former subordinate to back up the story told by others called by the defence to he had been assigned to assist White in nesses, or most of them, said Schepps senthal, who testified Becker said to her when she asked: "'Charley,' what's the meaning of this?" "Ssh! It had to be Mr. McIntyre then took a new tack, and the objections of Mr. Moss.

the "keynote to the whole situation in asked the witness questions to destroy the effect of the convict-lawyer, Hallen's testimony, who swore that while awaiting admit the murder.

Q.—On Friday, August Z, were you in the City Prison? A.—I was.
Q.—On that occasion did you say to Becker: "Chief, I have been looking for you in your cell. I learned straight from Whitman's man that Louis had been found and that he had told Whitman everything." And did Becker say to you: "On, hell! Suppose he has. It is only the say-so of mere crooks. Now, see here. "Jimmie," there is no one going to testify against us but professional criminals. No jury on earth would believe them. Just sit fast and deny everything. It tell you when all this sensation is over the public will give us pensions for killing Mr. Moss blocked every effort to get as

The morning session was nothing more that damned crook Rosenthal." Did anything like that happen? A.—Positively

Then in answer to other questions White, who wears eyeglasses, dresses well and looks more like a bookkeeper than a policeman, said that the raid on But the presecution scored two big Rosenthal's was an "honest and genuine

when Mr. McIntyre rose to his feet with

The cross-examination was as follows:

Twelfth Precinct.
Q.-How did you become a member of his squad? A.-I was transferred.
Q.-Yes, I know; but why? A.-I don't

know.

".-Didn't Becker teil you? A.-No.
Q.-Where were you a walter? A.-At
the Park View Hotel, No. 600 Sixth avenue,
at Clark's on 23d street, and the Hay-Q.-Was Clark's an all night restaurant?

Q.—Was No. 600 Sixth avenue? A.—Yes. Q.—When did you first go to the Hay-narket? A.—A little after the Dewey

Served First as Waiter.

Q.-What was your first work at the Haymarket? A.-A waiter,
Q.-Serving drinks on the floor? A.Yes, at the tables.
Q.-How iong did you do that? A.-For some time, then I was bartender and later

Q.-Did you see anything immoral and indecent in the actions of the people

there?

Again Mr. McIntyre objected, and the court statained him.

Q.—Did you know Becker there? A.—No.

Q.—Were you at the Elks' Club on New Year's Eve? A.—I was.

Q.—Were other policemen there? A.—Yes; O'Donnell, Steinert, Dougherty and wo other members of Lieutenant Becker's souad.

see order was maintained there.
Q.-What were the other occasions of your being in the Ekks' Club A.-To keep

While White was being cross-examined Justice William P. Rudd, of the Supreme Court in Albany, was escorted to a seat alongside Justice Goff.

Patrolman Charles Steinert, once a member of Becker's squad, and also under indictment for perjury with White, was rect was not of any particular advantage to the defence. In many instances he gave negative replies to questions intended to produce responses favorable to

He testified that he did not hear any conversation between Becker and Mrs.

On cross-examination Mr. Moss asked

ofit he was his failure to answer quantity his failure to answer you in getting the evidence against Rosenthal's? A.—About half to three-quarters of an hour.

Q.—Did you see the men who sat at the quantity had been on the squad? A.—Yes; I had been on the squad? A.—Yes; I had been on the bloycle squad for five years, and was then sent to patrol duty. I asked several friends to try and help me to get an assignment to a position where I could be home with my wife and family nights. I was referred to Lieutenant the key and made an application to him.

the description of Rosenthal? A.—I was.

Q.—Did you talk with Officers White and Shephard when they left the court-rose whim.

Didn't you see him at the Elks'

Q.—Did you talk with Officers White and Shephard when they left the court-rosm? A.—Yes.

Q.—Did you talk with Officers White and Shephard when they left the court-rosm? A.—Yes.

Q.—Did you talk with Officers White and Shephard when they left the court-rosm? A.—I was.

Q.—Did you talk with Officers White and Shephard when they left the court-rosm? A.—Yes.

Q.—Did you talk with Officers White and Shephard when they left the court-rosm? A.—I was.

Mr. Moss then read the witness's affi-Moss asked the witness to describe "John Wheelman No. 2." The witness did and it tallied with Hull. Mr. Moss then asked him if he had any description in his affi-Patrolman James C. White, one of the davit that would fit Hull, and the witness replied he thought "John Wheelman No. 1" would fit the nephew of Mrs. Rosenthal

When asked if Shephard told him there was a cierical error there concerning John Wheelman Mr. McIntyre was on his feet protesting against the question saying it was misleading and not based on facts.

The court ruled Mr. Moss might ask the question. Without waiting for the

just now?" "No, I raid no attention to him," said

said Mr. McIntyre sorrowfully, causing a The witness, who had been calm in his replies up to this point, grew savage and snapped out his answers when questioned

about the arrest of Zeitg. He denied any

"Nobody pays any attention to me,"

framing up. Mr. Moss strengthened the case for the prosecution when he had the witness ontradict the impression created by White, who gave the jury to understand that Becker knew nothing of the arrest of Zelig before it was made. Steinert sald

An effort to prove by the records of the County Court of Brooklyn that Morris Luban, a witness of the murder, was convicted of a felony was frustrated by

Disappointment to Defence. Patrolman John D. O'Connor, a huge

policeman with a stentorian voice, was transfer to Sing Sing from the Tombs he the next witness. He was a member of overheard Becker in a talk with White Becker's squad and testifled regarding the raid. His testimony was so unimportant

Mr. Moss blocked every effort to get as

of Hammerstein's Victoria Theatre, was called to disprove Luban's assertion that Rosenthal murder. Mr. Jones said the theatre was closed, but the roof garden was open. Luban testified he spent the early part of the evening at the Victoria wrote as follows:

Theatre. Lieutenant Ernest L. Von Glezelski, of the West 47th street station, the last witness of the morning, proved a boomerang for the defence before five questions had been asked him by Mr. Mcintyre. Frederick H. Hawley, who swore that he was with Becker almost continuously from 3:30 to 8:00 a. m. the morning of the murder, and said Becker did not talk with Rose or Weber, testified he reached the West 47th street station with Lieutenant Becker about ten minutes to 4. He was examined, with the following result:

Q.—How long have you known Becker?
A.—About two years.
Q.—What were you before you became a policeman? A.—Saiesman, bartender, waiter, pedler and manager.
Q.—You were on station house duty that night? A.—Yes, sir; from midnight to 8 a. m.
Q.—Did you see Becker in the station house? A.—Yes, sir.

to 8 a. m.
Q.—Did you see Becker in the station house? A.—Yes, sir.
Q.—When did he reach there? A.—4:25 a. m. (after consulting an entry the witness made in the station house blotter on the occasion). Q.-What time did he leave? A.-I can't

exactly tell.

Q.—Was he on the steps of the station house before that hour, 4:25? A.—He was not in the station. Mr. McIntyre was plainly surprised.

He was pulled by the coat by one of his assistants and, after a talk with the lat-

Q.-Do you know what time the auto-noblle was examined outside the station mobile was examined outside the statish-house? A.—About 6 o'clock.
Q.—What time did Coroner Feinberg reach the station house? A.—Four-fifty a. m. (again after consulting his blotter). Q.—What time did District Attorney Whitman arrive? A.—Three-twenty (once more consulting the blotter).

The prosecution was satisfied with the witness, and after a perfunctory crossexamination he was excused.

LETTER CRANKS IMPARTIAL

One Attacks Whitman and Another Abuses McIntyre. John F. McLntyre yesterday made public some of the anonymous letters he has

card was mailed from the Times Square station on October 20. Is there anything a yank will not do

much as a word out of him, except his name and place.

C. William Jones, one of the managers of Hammerstein's Victoria Theatre, was called to disprove Luban's assertion that the Victoria was open on the night of the Rosenthal murder. Mr. Jones said the

Another writer would have District Attorney Whitman's record looked up. He

Dear Sir: Kindly ask the District Attorney why he did not prosecute the bankrupt foreign banker. Frank Zotti. Zotti is in bankruptcy over three years, he Robet four greenhorn for a half a million dollar and Whitman never accused him. Whitman is Zotti's friend and lawyer and he protected him. Zotti is already three years under \$25,000 ball but under Whitman's protection he will never be tried.

be tried.

If you take up this matter in the right way you will discover a great Whitman scoundrel. If Whitman is a real presecutor of Grafters how he will be in the People's eyes, it will be no more than his duty to follow up this matter. If you ask the Austrian consul you will receive your details.

more details. A complaint against Zotti was brough to the District Attorney's office in 1968 when William T. Jerome was District Attorney. Zotti was arrested and got out on a writ of habeas corpus. The writ was dismissed and an appeal taken through the Appellate Division preme Court to the Court of Appeals, ere it was finally dismissed. Mr. ultman before his election as District

Whitman before his election as District Attorney was Zotti's personal attorney. When he found the case against his former client in his office, owing to the earlier relationship between them he re-ferred it to Attorney General Cormody. ferred it to Attorney General Cormosy. In 1840 a letter was received from the At-torney General to the effect that as soon as one of his deputies finished some busi-ness then under way in Queens County he would take up the case. Since then nothwould take up the case. Since then noth-ing has been heard from the Attorney General. Zotti was never indicted.

SUSPENDED FOR FORCED TIP

Clerk Punished for Letting Fee Be Pressed on Him.

Surrogate Cohalan rendered a decision yesterday, in which Surrogate Fowler concurred, that Louis J. Flanders, a recording clerk in the Surrogates' office, hould be suspended for a month without

Flanders was tried by the Surrogates on the charge that he had accepted a fee of \$10 for procuring letters of administration, the acceptance of any fee by an employe of the Surrogates' office, except for transcripts of papers, being against the

been receiving since the trial of Lieutenlaw. ant Becker began. The following postal Flanders has already been under suspension for about two months awaiting the disposition of the charge against him. The person who paid the \$10 to Flanders for money? You miserable cringing sor-did defamed creature to defend the in-famous thing Becker. I have read in the papers you have already been threatened test.

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